

LJMoller@aol.com

11/02/2010 02:01 PM

To: Damon_Doumlele@nps.gov

cc: ljmoller@aol.com

Subject: Fwd: ORV Trails- posting for NPS BICY ORV Comment page

Damon

Please post the attached forward email with the attached letter on the NPS BICY ORV comment page.

Thanks

Jack Moller

Katy, TX

281-814-5524

----- Message from LJMoller@aol.com on Tue, 2 Nov 2010 09:10:14 EDT -----

LyleMcCandless@aol.com, captfrankadams@aol.com, info@ussportsmen.org, gmwilson8@embarqmail.com, buckcrest@aol.com, cbarley9203@embarqmail.com, rodney@thebarretogroup.com, donrbarton@yahoo.com, capital.ideas@att.net, bcsalliance@aol.com, joseph.bozzo@myfwc.com, scrackergal@aol.com, chokobryan@yahoo.com, jim.casselman@lmco.com, dcharland@trcintl.com, wclark88@aol.com, kyck20@aol.com, cmw455@bellsouth.net, jimcoletta@colliergov.net, chuck.collins@myfwc.com, commissioners@myfwc.com, newtoncook@bellsouth.net, cory.morea@myfwc.com, bob_degross@nps.gov, sdeline@abengineering.net, Gladesman@gmail.com, damon_doumlele@nps.gov, dudley4pack@aol.com, diane.eggeman@myfwc.com, mikeelf96@aol.com, elsid65@hotmail.com, lovingairboats@gmail.com, karl_greer@fpl.com, jpg2esq@gmail.com, bushwagon@aol.com, cypresshunter99@yahoo.com, HeiserSM@aol.com, cathenson@comcast.net, matt.hudson@myfloridahouse.gov,

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cc: Commissioners@MyFWC.com

Subject: Re: ORV Trails

In a message dated 11/2/2010 7:47:15 A.M. Central Daylight Time, LyleMcCandless@aol.com writes:

According to the Management Plan there is no limit on the total miles of Secondary ORV trails nor any limit on the number of individual Secondary ORV trails. Of the 300 plus miles of ORV trails requested by

the public in the Turner River unit, only those considered unsustainable thru direct field examination should have been eliminated.

There can also be tertiary trails, meaning trails only used during a part of the year; i.e. large game hunting season.

Also, Commercial Services ORVs should not required the same ORV sticker that the public has to obtain for their uses of ORVs in the BICY.

Also, the ATV ranger guided tours in Bear Island should have day use permits that are sold by the guiding ranger at the point of contact with the person being guided. The day use ORV permit is an established process in other NPS units.

By requiring the Commercial Services and day tour ORV people to have the same ORV permit as the current public ORV users is required it will not take long before the limited number of ORVs, as established in the ROD (law suite agreement) will be taken up and no other people will go into the BICY.

Neither the Commercial Services and guided day use activities were a part of the litigation and resulting ROD. This is because neither activity existed in the BICY at the time of the litigation. Therefore the current cap on ORV permits only applies to the "traditional" ORV use and does not include these new activities.

If one wants to be a purest about how the BICY amended enabling act is implement these new activities are not legal. This is because the Amended BICY was supposed to protect the activities that were taking place at the time of the passage of the BICY amended act. This fact was established in a letter from Senator Chiles to me and has been shared with all on this email chain.

Jack Moller

LAWTON CHILES
FLORIDA

COMMITTEES:
APPROPRIATIONS
BUDGET
GOVERNMENTAL AFFAIRS
SPECIAL COMMITTEE ON AGING
DEMOCRATIC STEERING COMMITTEE

United States Senate

September 14, 1988

Mr. L. Jack Moller
610 N.W. 93rd Avenue
Pembroke Pines, FL 33024

Dear Mr. Moller:

I wanted to get back in touch with you to share a copy of my statement on the Senate Floor regarding passage of the Big Cypress Addition. I hope that this information will address your concerns.

Your letter pointed out that some recreational opportunities currently enjoyed in the Big Cypress Preserve are not "traditionally" part of the National Park Service's philosophy on park management. Let me point out that our amendment to S. 90 specifically covers those recreational uses currently enjoyed in the Preserve and does not address National Park Service policy in general. I have made my hope clear that any changes in the number of hunting days or types of allowable activities should be the result of thorough study and analysis, public comment, and proper documentation of degradation of resources.

Again, thank you for contacting me.

With kind regards, I am

Most sincerely,



LAWTON CHILES

LC/vmp

Enclosure
